

United States Court of Appeals

Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

John Ley
Clerk

In Reply, Give Number
Of Case and Names of Parties

September 3, 2010

VIA FACSIMILE

TO ALL COUNSEL OF RECORD

Re: No. 08-16788 - First Vagabonds Church of God, et al. v. City of Orlando, Florida

Dear Counsel:

For the en banc rehearing, the Court wishes more briefing and oral argument only from the City of Orlando and from "Orlando Food Not Bombs, an unincorporated association, Ryan Scott Hutchinson, Benjamin B. Markeson, Eric Montanez, and Adam Ulrich."

The Court expects and wishes no further briefing or oral argument from other parties.

The Court directs just counsel for City of Orlando and counsel for Orlando Food Not Bombs to brief only the following issue:

Whether the pertinent Ordinance violates the Free Speech Clause as applied to Orlando Food Not Bombs in the circumstances of this case?

It is this issue only upon which the Court en banc expects to hear oral argument and then only from the City of Orlando and Orlando Food Not Bombs.

Appellant's en banc brief shall be filed in the Clerk's Office in Atlanta by 5:00 p.m., Monday, October 4, 2010. Appellee's en banc brief shall be filed in the Clerk's Office in Atlanta by 5:00 p.m., Wednesday, November 3, 2010. Any en banc reply brief by the Appellant must be filed in the Clerk's Office in Atlanta by 5:00 p.m., Wednesday November 17, 2010. NO EXTENSIONS WILL BE GRANTED. An original and 18 copies of the en banc briefs should be filed (appellant's in blue covers, appellee's in red covers and any reply in gray covers). The parties are expected to insure that all other parties receive a copy of their briefs before the close of business on the day of filing (facsimile, e-mail, etc.). NO TIME FOR MAILING SHALL BE ALLOWED. The filing of an en banc amicus briefs is governed by 11th Cir. R. 35-8. All parties are also required to upload the brief in electronic format to the court's Web site as described in 11th Cir. R. 31-5.

All counsel are requested to file 16 copies of their original opening panel briefs, record excerpts and supplemental authorities prior to 5:00 p.m., Monday, October 4, 2010.

Oral argument will be conducted during the week of February 7, 2011, in Atlanta, Georgia. Each party will be allotted 20 minutes per side for oral argument. Counsel will receive subsequent correspondence regarding the specific date and time of oral argument.

Thank you for your attention.

Sincerely,

JOHN LEY, Clerk

By: _____
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Honorable Gregory A. Presnell